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Draft 6 January 2006

DATE

The Honorable Alfredo Ferrero Diez Canseco
Minister of Foreign Trade and Tourism

Dear Minister Ferrero:

In connection with the signing on this date of the United States–Peru Trade Promotion Agreement (the “Agreement”), I have the honor to confirm the following understandings reached by the Governments of the United States and Peru during the course of negotiation of Chapters Ten (Investment) and Eleven (Cross-Border Trade in Services) of the Agreement:

For greater certainty, nothing in Chapters Ten or Eleven prevents Peru from maintaining the following measures:

- (a) the underwriting by the *Instituto Nacional de Cultura* of costs associated with supervising archaeological research projects and emergency projects led by Peruvian archaeologists; pursuant to Resolución Suprema No. 004-2000-ED, Reglamento de Investigaciones arqueológicas, Article 20;
- (b) the granting of monetary prizes pursuant to *Ley N° 26370, Ley de la Cinematografía Peruana*, articles 3, 11 and 12 and *Decreto Supremo N° 042-95-ED, Reglamento de la Ley de la Cinematografía Peruana*, Articles 22 and 23, exclusively to Peruvian cinematographic works;
- (c) tax credits and refunds pursuant to *Ley N° 28086, Ley de Democratización del Libro y de Fomento de la Lectura*, Articles 17 and 18, and *Decreto Supremo No. 008-2004-ED, Reglamento de la Ley de Democratización del Libro y de Fomento de la Lectura*, Articles 24, 25, 37 and Annex A that provide benefits for publishing activities in Peru.

I have the honor to propose that this letter and your letter of confirmation in reply shall constitute an agreement between our two Governments.

Sincerely,

Robert Portman
United States Trade Representative